

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

LYNN R. NELSON,

Plaintiff,

v.

BLUE CROSS AND BLUE SHIELD OF
NEBRASKA, CONAGRA FOODS, Inc. as
Sponsor of the ConAgra Foods, Inc.
Welfare Benefit Wrap Plan; and
CONAGRA FOODS EMPLOYEE
BENEFITS ADMINISTRATIVE
COMMITTEE, as Administrator of the
ConAgra Foods, Inc. Welfare Benefit Wrap
Plan;

Defendants.

8:14CV228

ORDER

This matter is before the Court on defendants' motion to dismiss, [Filing No. 9](#). Following the motion to dismiss, the plaintiff filed a motion to amend her complaint, [Filing No. 16](#), which this Court granted, [Filing No. 18](#). Plaintiff filed her amended complaint, [Filing No. 19](#), and the defendants have since filed their answer. [Filing No. 25](#). Accordingly, the Court finds the motion to dismiss is moot.

THEREFORE, IT IS ORDERED THAT defendants' motion to dismiss, [Filing No. 9](#), is denied as moot.

Dated this 23rd day of January, 2015

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge